IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 8477 of 1999

For Approval and Signature:

HON'BLE MR.JUSTICE M.R.SHAH

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1. Whether Reporters of Local Papers may be allowed to see the judgements? : NO

2. To be referred to the Reporter or not? : NO

3. Whether Their Lordships wish to see the fair copy of the judgement? : NO

4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder? : NO

5. Whether it is to be circulated to the concerned Magistrate/Magistrates,Judge/Judges,Tribunal/Tribunals? : NO

GUJARAT INDUSTRIAL COOP.BANK LTD

Versus

STATE OF GUJARAT

Appearance:

1. Special Civil Application No. 8477 of 1999

MR MK VAKHARIA for Petitioner No. 1

MR RAVINDRA SHAH for Petitioner No. 1

GOVERNMENT PLEADER for Respondent No. 1

RULE SERVED for Respondent No. 2

CORAM : HON'BLE MR.JUSTICE M.R.SHAH

Date of decision: 22/04/2004

ORAL JUDGEMENT

In the present Special Civil Application, petitioner The Gujarat Industrial Cooperative Bank Ltd., had challenged the action of the respondents in initiating inquiry under Section 86 of the Gujarat

Cooperative Societies Act.

2. This Court, while admitting the Special Civil Application did not grant any interim relief. From the record, it appears that an appeal being Letters Patent Appeal No. 320 of 2000 was also filed against non-grant of interim relief. The said appeal came to be dismissed and the inquiry was proceeded. Today, when the matter is called out, Mr. Mehul Vakharia, ld. advocate appearing for the petitioner states that he has received a communication dated 22nd April 2004 from the Managing Director of the petitioner Cooperative Bank stating that the inquiry under Section 86 of the Gujarat Cooperative Societies Act conducted by the State Government has been over and no penalty or any action has been enforced on the Bank and therefore it was requested to allow the petitioner to withdraw the Special Civil Application. The aforesaid letter produced by the learned advocate, Mr. Vakharia is taken on record. In view of the facts and circumstances, the Special Civil Application is permitted to be withdrawn. Rule is discharged with no order as to costs.

rmr. [M.R. Shah, J.]